

Introduced by Senator Maldonado

February 23, 2006

An act to add Section 4758 to the Penal Code, relating to prisoners.

LEGISLATIVE COUNSEL'S DIGEST

SB 1562, as introduced, Maldonado. Inmates: Atascadero State Hospital: reimbursement of costs.

Existing law provides that cities and counties are entitled to reimbursement from the state for expenses they have incurred with respect to state prisons or prisoners for specified crimes committed by, or hearings relating to, a prisoner at a state prison, and for prisoner costs relating to extradition, the coroner, and transportation, as specified.

This bill would provide that the County of San Luis Obispo shall be entitled to reimbursement from the state for reasonable and necessary costs incurred by the county with respect to inmates housed at the Atascadero State Hospital, including, but not limited to, trial costs, medical costs, and transportation costs.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 4758 is added to the Penal Code, to
- 2 read:
- 3 4758. The County of San Luis Obispo shall be entitled to
- 4 reimbursement for reasonable and necessary costs incurred by
- 5 the county with respect to inmates housed at the Atascadero State
- 6 Hospital, including, but not limited to, the following:

1 (a) Any trial costs related to an inmate housed at the
2 Atascadero State Hospital.

3 (b) Any medical costs related to an inmate housed at the
4 Atascadero State Hospital.

5 (c) Any transportation costs related to an inmate housed at the
6 Atascadero State Hospital.

7 SEC. 2. Due to the unique circumstances facing the County
8 of San Luis Obispo because of costs incurred by the county for
9 inmates housed at the Atascadero State Hospital located in the
10 county, the Legislature hereby finds and declares that a general
11 statute cannot be made applicable within the meaning of Section
12 16 of Article IV of the California Constitution. Therefore, the
13 special legislation contained within Section 1 of this act is
14 necessarily applicable only to the County of San Luis Obispo.